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DECISIONS PURSUANT TO RULE 1:28

May 16, 2018.

[ADOPTION OF ZAREK. No. 17-P-1486.](#) Decree affirmed.

[COMMONWEALTH vs. BRANDON C. PHILLIPS. No. 17-P-1268.](#) The orders of the single justice are affirmed. The District Court order of dismissal is vacated.

[DEUTSCHE BANK TRUST COMPANY AMERICAS, trustee, vs. JAIME DOMINGUEZ & others. No. 17-P-630.](#) The order for final judgment is reversed, and judgment awarding possession to Deutsche Bank shall enter. On count one of the counterclaims, judgment shall enter in favor of Deutsche Bank, declaring that Dominguez lacks standing to pursue the claim; judgment shall also enter for Deutsche Bank on count two of the counterclaims.

[BRIAN JOHNSON vs. PETER FREI. No. 17-P-218.](#) So much of the Appellate Division decision and order as affirms the directed verdict on Frei's abuse of process claim is reversed, and the matter is remanded to the District Court for further proceedings consistent with the memorandum and order of the Appeals Court. In all other respects, the decision and order of the Appellate Division is affirmed.

[TOWN OF LEYDEN vs. MARTIN L. COHEN. No. 16-P-826.](#) Order denying motion to vacate default judgment affirmed.